United States District Court
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

John Bonilla, et al.,

Plaintiff,

v.

R.E. Serrano, Inc., et al.

Defendant.

No. C -03-05513 MMC

STIPULATION AND [PROPOSED] ORDER SELECTING ADR PROCESS

ADR CERTIFICATION

The parties stipulate to participate in the following ADR process:

Court Processes:

☐ Arbitration ☐ ENE ☒ Mediation

(To provide additional information regarding timing of session, preferred subject matter expertise of neutral, or other issues, please attach a separate sheet.)

Private Process:

☐ Private ADR (*please identify process and provider*)

Dated: 6/11/04 [signature]
Attorney for Plaintiff

Dated: 6/14/04 [signature]
Attorney for Defendant

IT IS SO ORDERED:

Dated: ____________

UNITED STATES DISTRICT JUDGE

United States District Court
For the Northern District of California

SIGNATURE AND CERTIFICATION BY PARTIES AND LEAD TRIAL COUNSEL

Pursuant to Civ. L.R. 16 and ADR L.R. 3-5(b), each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

(Note: This Certification must be signed by each party and its counsel.)

Dated: 6-16-04

[Typed name and signature of plaintiff]
JOHN BONILLA, ET AL.

Dated: 6-16-04

[Typed name and signature of counsel for plaintiff]
JAMES P. WATSON

Dated: 6-10-04

Ricky Serrano, an Individual
[Typed name and signature of defendant]

Dated: 6-14-04

Paul V. Simpson
[Typed name and signature of counsel for defendant]

PROOF OF SERVICE

CASE NAME: *John Bonilla, et al. v. R. E. Serrano, Inc., et al.*
CASE NUMBER: *United States District Court, Northern District of California No. C-03-5513 MMC*

I am a citizen of the United States and a resident of the State of California. I am over the age of 18 and not a party to the within action. My business address is 101 New Montgomery Street, Fifth Floor, San Francisco, California 94105.

On June 17, 2004, I served the following document(s) described as:

STIPULATION AND ORDER SELECTING ADR PROCESS /ADR CERTIFICATION

on the following party/parties:

Paul V. Simpson, Esq.
SIMPSON, GARRITY & INNES
651 Gateway Blvd., Suite 1050
South San Francisco, CA 94080
Tel: (415) 615-4860
Fax: (415) 615-4861

_X_ (BY MAIL) with postage thereon fully prepaid in the designated area for outgoing mail. I am readily familiar with STANTON, KAY & WATSON's practice of collection and processing correspondence whereby mail is sealed, given the appropriate postage and placed in a designated mail collection area. Each day's mail is collected and deposited with the United States Postal Service after the close of each day's business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

____ (BY PERSONAL SERVICE)

____ By personally delivering copies to the person served.

____ I delivered such envelope by hand to the offices of the addressee pursuant to C.C.P. §1011.

____ I caused such envelope to be delivered by hand to the office of the addressee.

___ (BY FACSIMILE) AND U.S. MAIL

___ on the party(ies) named below in this action by sending via facsimile to the telephone facsimile number shown below, a true copy thereof following ordinary business practices. After transmission of the document, the facsimile machine indicated the document as having been sent complete and without error. The transmission report was properly issued by the transmitting machine and the original transmission report is attached to the original proof of service.

___ (COURIER SERVICE)

___ by placing a true copy thereof enclosed in a sealed envelope, with delivery fees provided for, for pick up at this office and overnight delivery by Golden State Overnight courier service.

I declare under penalty of perjury under the laws of the United States of America that the above is true and correct and that this Declaration is executed on June 17, 2004 at San Francisco, California.

Carol M. Christensen